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MAXLINEAR, INC. and MAXLINEAR
COMMUNICATIONS LLC

UNITED STATES DISTRICT COURT

CENTRAL DISTRICT OF CALIFORNIA, SOUTHERN DIVISION

ENTROPIC COMMUNICATIONS,
LLC,

Plaintiff,

v.

DISH NETWORK CORPORATION,
et al.,

Defendants.

DISH NETWORK CORPORATION;
DISH NETWORK L.L.C.; DISH
NETWORK SERVICE L.L.C.; DISH
NETWORK CALIFORNIA
SERVICE CORPORATION; AND
DISH TECHNOLOGIES, L.L.C.,

Counter-Claimants,

v.

ENTROPIC COMMUNICATIONS,
LLC; MAXLINEAR, INC.; AND
MAXLINEAR COMMUNICATIONS
LLC,

Counter-Defendants.

Case No. 2:23-cv-1043-JWH-KES (Lead
Case)

**COUNTER-DEFENDANTS
MAXLINEAR, INC. AND
MAXLINEAR COMMUNICATIONS
LLC'S APPLICATION FOR LEAVE
TO FILE UNDER SEAL MOTION TO
DISMISS (1) AMENDED
COUNTERCLAIMS BY DISH
NETWORK CALIFORNIA SERVICE
CORPORATION; AND (2)
COUNTERCLAIMS BY DISH
NETWORK CORPORATION, DISH
NETWORK L.L.C., DISH NETWORK
SERVICE L.L.C., AND DISH
TECHNOLOGIES, L.L.C.**

JURY TRIAL DEMANDED

Action Filed: Feb. 10, 2023
Am. Counterclaims and Counterclaims
Filed: Jan. 31, 2024

Hearing:

Date: March 29, 2024
Time: 9:00 a.m.
Place: Courtroom 9D, Santa Ana
Judge: Hon. John W. Holcomb

Pursuant to Local Rule 79-5.2.2(b) governing documents designated by another as confidential pursuant to a protective order, Counter-Defendants MaxLinear, Inc. and MaxLinear Communications LLC (collectively, “MaxLinear”) hereby submit their Application for Leave to File Under Seal Motion to Dismiss (1) Amended Counterclaims by Dish Network California Service Corporation (“Dish California”) and (2) Counterclaims by Dish Network Corporation, Dish Network L.L.C., Dish Network Service L.L.C., and Dish Technologies, L.L.C. (collectively with Dish California, “Dish”).

MaxLinear seeks leave to file under seal highlighted portions of MaxLinear’s Motion to Dismiss that quote from or reference documents previously filed under seal by Dish in this action.

MaxLinear also seeks leave to file under seal highlighted portions of MaxLinear’s Motion to Dismiss that quote from or reference Exhibits B, C, or D to the concurrently filed MaxLinear’s Request for Judicial Notice in Support of Notice of Motion and Motion to Dismiss (1) Amended Counterclaims by Dish Network California Service Corporation and (2) Counterclaims by Dish Network Corporation, Dish Network L.L.C., Dish Network Service L.L.C., and Dish Technologies, L.L.C., as identified below:

Document to be sealed	Portions to be sealed (page:line(s))
Portions of MaxLinear’s Motion to Dismiss that quote from or reference Exhibits B, C, and D to the concurrently filed MaxLinear’s Request for Judicial Notice in Support of Notice of Motion and Motion to Dismiss (1) Amended Counterclaims by Dish Network California Service	10:1-2; 12:1-2; 12:13-14; 15:15-26; 16:1-2; 16:15-19; 19:28; 21:7-9

Document to be sealed	Portions to be sealed (page:line(s))
Corporation and (2) Counterclaims by Dish Network Corporation, Dish Network L.L.C., Dish Network Service L.L.C., and Dish Technologies, L.L.C.	
Portions of MaxLinear's Motion to Dismiss that quote from or reference documents previously filed under seal by Dish in this action.	10:6-8; 11:4; 12:25; 18:4-5; 21:27-28; 22:1-6; 22:9-10; 22:12-13; 22:25-26; 25:10-11; 30:9

Dish designated the documents in Exhibits B, C, and D as “Highly Confidential – Attorneys’ Eyes Only” under the operative protective order (ECF No. 156). (Declaration of Rose S. Lee in Support of MaxLinear’s Application for Leave to File under Seal, ¶¶ 3-5.) Dish confirmed the document should be filed under seal. (*Id.* ¶ 6.)

MaxLinear has no position on whether the material should be maintained under seal.

This Application is accompanied by a Declaration of Rose S. Lee and a Proposed Order.

1 Dated: February 21, 2024

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3 By: /s/ Rose S. Lee
4 Rose S. Lee

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